

MINUTES OF REGULAR MEETING March 7, 2012

1. CALL TO ORDER

Mayor Bischoff opened the meeting at 7:00 p.m.

- 2. “Sunshine Law” Announcement:** Adequate notice of this public meeting has been provided by annual notice published in the Hunterdon Democrat and Courier News; posted on Union Township website, public bulletin board and on file in the Municipal Clerk’s Office.

3. FLAG SALUTE

- 4. ROLL CALL** Present: Mr. Severino, Mr. Mazza, Mr. Hirt, Ms. McBride, Mr. Bischoff
Others Present: J. Peter Jost, Esq., Pat Essig, Grace Brennan, CFO) and Robert Clerico, Township Engineer.

The Mayor appointed Pat Essig as acting Deputy Clerk for this meeting while the Clerk is on vacation.

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino			X			
Mr. Mazza			X			
Mr. Hirt		X	X			
Ms. McBride	X		X			
Mr. Bischoff			X			

Motion carried by favorable unanimous vote

5. APPROVAL OF PRIOR MEETING MINUTES

- a. Special and Executive Budget Workshop Meeting Minutes of February 15, 2012.

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino	X		X			
Mr. Mazza		X	X			
Mr. Hirt			X			
Ms. McBride			X			
Mr. Bischoff			X			

Motion carried as corrected

- b. Regular Meeting Minutes of February 15, 2012

Mr. Bischoff made corrections:

Page 2 Visitors section. Replace “towards Milligan Farm from the County and those involved.” to “to be used for Milligan Farm debt reduction from the County.”

Page 11 Mr. Hirt’s Report, item 2. Replace with “Asked for resolution to appoint Debbie Hirt as a deputy OEM so that she could get a NJ Police Identify Card and that was tabled for review by Attorney.”

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino		X	X			
Mr. Mazza			X			
Mr. Hirt	X		X			
Ms. McBride			X			
Mr. Bischoff			X			

Motion carried as corrected

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6. VISITORS

- a. Brad Patkochis – Quakertown Fire Company. Mr. Patkochis gave the presentation “Quakertown Fire Company, Resources, Responses, Future”. Mr. Patkochis mentioned that one Union Township member is already in the Marines and two others will be joining this year. The Mayor asked that if Mr. Patkochis has the opportunity to talk to these men would he pass on our congratulations and best wishes from the Committee and thank them for their service to their country.
- b. Mike Cole, 10 Finn Road is seeking approval for natural gas line connection going through agricultural easement. Mr. Cole gave a brief overview of the history of the agricultural easement to the Committee. He also had a letter from the Union Township Planning Board referring him to the Township Committee because the Board had no authority to approve the gas line. Because there is no deed of dedication for the original easement, Township Attorney will prepare a document to memorialize the easement.

Motion: To authorize Mr. Peter Jost to prepare the appropriate document to permit the gas line to be installed and also to memorialize the existing agricultural easement on the front portion of the Cole property.

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino			X			
Mr. Mazza		X	X			
Mr. Hirt			X			
Ms. McBride			X			
Mr. Bischoff	X		X			

Motion carried.

7. REPORTS RECEIVED

- a. Road Dept - Weeks Ending 2/17/12; 2/24/12
 - b. Zoning Officer – February 2012. Ms. McBride will request page 2 of the report from Zoning Officer for next meeting.
 - c. Tax Collector – February 2012. Ms. McBride requested that the Tax Collector add last year’s percentage vs this year’s on the monthly report.
 - d. Engineer’s Report
- I retained a consultant to look at asbestos at Hoffman Park buildings in the demolition contract. In summary, three of the structures were free of or contain quantities lower than criteria that would require the Township to do an asbestos abatement program. One of the structures had minimal asbestos in it but it was over the threshold that would require abatement and the Hoffman house had various elements of asbestos requiring abatement. Based on that and conversations with Ms. McBride and with the consultant, I am in the process to amend the contract documents and modify the bid request to have it as part of a base bid. We are going to ask for demolition on the three structures that do not require abatement as the base price and Alternate I which will be the same three structures plus the white building that has minimal asbestos but enough to require abatement and Alternate II which is all five buildings. In order to allow contractors additional time to assimilate the data, I will extend the bid opening as part of the addendum originally scheduled to be opened March 20th, extended to April 12th.

Motion: To extend the bid opening date from March 20th to April 12th for Hoffman Park Buildings Demolition Addendum.

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Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino		X	X			
Mr. Mazza			X			
Mr. Hirt			X			
Ms. McBride	X		X			
Mr. Bischoff			X			

Motion carried.

- Panella driveway permit has been approved and notice went out to the applicant.
- Race Street bid. FEMA came back with a recommendation for a grant on Race St.

8. CORRESPONDENCE/WRITTEN COMMUNICATIONS

Mr. Mazza mentioned the following correspondence: None

Mr. Hirt mentioned the following correspondence: - None

Ms. McBride mentioned the following correspondence:

- Jacobs Engineering Group, Inc., re: I-78 Interchange 15 Ramp Reconfiguration Project. Mr. Clerico gave a brief overview of what the new design would be and how it would affect Union Township.
- Twp of Readington, Re: Letter to HC Freeholders re: closing of the HC Planning Dept. Commented on the good work of the HC Planning Dept. and it would be a great disservice to the County to let these individuals go; they provide a great service to everyone here.

Mr. Severino mentioned the following correspondence:

- Mayor's Advisory, Re: October 2011 Snowstorm Mitigation Funds Available. Can we utilize this? We have applied.

Mr. Bischoff mentioned the following correspondence:

- Mayor's Advisory Re: Important decision regarding OPRA and mailing lists. Comments about use of OPRA for data mining.
- HC Dept. of Human Services, Re: May Older Americans Month – Proclamation. Mayor requested the Attorney to prepare the proclamation honoring them for his signature and we will post it in the building on the bulletin board, on the website and send it to our legislative delegation.

9. DISCUSSION: UNION TOWNSHIP BUDGET

- Grace Brennan, CFO reported that the budget could be introduced at the March 21st or April 3rd meetings with the completion of the three elements outstanding. We are required to present the budget by March 9 or the first scheduled meeting thereafter. Three outstanding items: recycling, the court and employees salary increase. A brief discussion of legal work for Special Counsel. Employee salaries increases will be discussed at next meeting. Ms. McBride added that any changes to recycling would not have a major impact on budget. In summary, the items open are salaries and court. Brief discussion of the temporary budget if we miss the budget presentation date.

10. PUBLIC COMMENTS - none

11. PUBLIC HEARING**ORDINANCE No. 2012-2**

**AN ORDINANCE OF THE TOWNSHIP OF UNION
HUNTERDON COUNTY, NEW JERSEY
DESIGNATING THE POSITION OF PURCHASING AGENT**

Open Public Hearing

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino			X			
Mr. Mazza	X		X			
Mr. Hirt			X			
Ms. McBride		X	X			
Mr. Bischoff			X			

Motion carried**Close Public Hearing**

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino			X			
Mr. Mazza	X		X			
Mr. Hirt			X			
Ms. McBride		X	X			
Mr. Bischoff			X			

Motion carried**To Adopt**

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino			X			
Mr. Mazza	X		X			
Mr. Hirt			X			
Ms. McBride		X	X			
Mr. Bischoff			X			

Motion carried**ORDINANCE #2012-3**

**AN ORDINANCE APPROPRIATING THE SUM OF \$13,000.00 CURRENTLY LOCATED WITHIN
THE GENERAL TRUST FUND, OFF TRACT IMPROVEMENT ACCOUNT,
OF THE TOWNSHIP OF UNION, HUNTERDON COUNTY, NEW JERSEY,
FOR ENGINEERING COSTS FOR THE PROJECT KNOWN AS RACE STREET IMPROVMENTS**

Open Public Hearing

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino		X				
Mr. Mazza						
Mr. Hirt						
Ms. McBride	X					
Mr. Bischoff						

Motion carried by unanimous favorable voice vote

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Close Public Hearing

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino	X					
Mr. Mazza						
Mr. Hirt						
Ms. McBride		X				
Mr. Bischoff						

Motion carried by unanimous favorable voice vote

To Adopt

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino			X			
Mr. Mazza			X			
Mr. Hirt		X	X			
Ms. McBride	X		X			
Mr. Bischoff			X			

Motion carried

12. OLD BUSINESS - None**13. NEW ORDINANCE – 1st Reading****NOTICE**

Please Take Notice that the following Ordinance was adopted on first reading by the Township Committee of the Township of Union, County of Hunterdon, State of New Jersey, at a meeting held on the 7 day of March, 2012. The Ordinance was then ordered to be published according to law. Notice is hereby given that the said Ordinance will be considered for final passage at a public hearing to be held on the 4 day of April, 2012, at 7:00 p.m., or as soon thereafter as the matter may be reached, at the Township Municipal Building, 140 Perryville Road, Hampton, New Jersey, at which time all interested parties will be heard.

Ella M. Ruta, RMC, Municipal Clerk

ORDINANCE #2012-4

**AN ORDINANCE AMENDING THE CODE
OF THE TOWNSHIP OF UNION,
HUNTERDON COUNTY, NEW JERSEY
REGARDING DEMOLITION GUARANTEES**

BE IT ORDAINED by the Township Committee of the Township of Union, in the County of Hunterdon, State of New Jersey, that the Code of the Township of Union, County of Hunterdon, State of New Jersey, is hereby amended as follows (deletions ~~struck through~~; additions underlined):

- I.** Chapter X, Building and Housing, Section 10-4, is hereby amended to read as follows:

DEMOLITION GUARANTEE.

Prior to the issuance of any permit requiring demolition of any existing structure in the Township, the applicant shall file with the ~~Construction Official~~ zoning officer a performance

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guarantee in ~~the~~ a form acceptable to the municipal attorney, together with a ~~of~~ surety bond executed by the applicant as principal and a surety company licensed to do business in the State of New Jersey as surety, a letter of credit ~~in the form acceptable to the Municipal Attorney~~ or a cash performance guarantee. The amount of the performance guarantee shall be in the amount of the demolition contract, or in the estimated amount of the cost of the demolition as determined by the ~~Construction Official~~ zoning officer. The performance guarantee shall be conditioned upon the completion by the applicant of the demolition, the removal of all debris and construction materials and the performance of any necessary repair or restoration.

II. Severability. If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause of provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.

III. Repealer. All Ordinances or parts of Ordinances inconsistent with or in conflict with the Ordinance are hereby repealed to the extent of such inconsistency.

IV. Effective Date. This Ordinance shall take effect after final passage, adoption and publication according to law.

First Reading: March 7, 2012
 Publication: March 15, 2012
 Public Hearing/Adoption: April 4, 2012
 Published by Title: April 12, 2012

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino	X		X			
Mr. Mazza		X	X			
Mr. Hirt			X			
Ms. McBride			X			
Mr. Bischoff			X			

Motion Carried

14. NEW BUSINESS

8:30 Grace Brennan, CFO left meeting

a. The following resolution was introduced for adoption:

RESOLUTION #2012-46
UNION TOWNSHIP; HUNTERDON COUNTY
RESOLUTION AUTHORIZING CONTRACT FOR LEGAL SERVICES 2012
John W. Thatcher, Esq., Special Counsel

WHEREAS, the Township of Union has a need to acquire legal services as a non-fair and open contract pursuant to the provisions of N.J.S.A.19:44-A-20.5; and

WHEREAS, the maximum amount of the contract may exceed the threshold amount established pursuant to N.J.S.A.40A:11-3(b); and

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WHEREAS, funds are available in an appropriation entitled Legal Services and Costs, Other Expenses and have been certified by the local finance officer; and

WHEREAS, John W. Thatcher, LLC has completed and submitted a Business Entity Disclosure Certification which certifies that John W. Thatcher, LLC has not made any reportable contributions to a political or candidate committee in the Township of Union in the previous one year, and that the contract will prohibit John W. Thatcher, LLC from making any reportable contributions through the term of the contract; and

WHEREAS, the Local Public Contracts Law (N.J.S.A.40A:11-1, et seq.) required that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection;

NOW THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Union, Hunterdon County, NJ, as follows:

1. The Mayor and Clerk are hereby authorized and directed to execute the attached agreement with John W. Thatcher, Esq. of John W. Thatcher, LLC a Professional Corporation, 39 Main Street, Clinton, New Jersey 08809 for legal services for **2012**.
2. This contract is awarded without competitive bidding as a "Professional Service" in accordance with 40A:11-5(1)(a) of the Local Public Contracts Law because John W. Thatcher, Esq. is an attorney at Law of the State of NJ in good standing and is a person authorized to practice a recognized profession.
3. Approval of the attached contract is subject to availability and appropriation of sufficient funds as may be required in the **2012** temporary/adopted municipal budget(s).
4. A Notice of this action shall be printed once in the official newspaper of this municipality.

CERTIFICATION AS TO AVAILABILITY OF FUNDS

As required by N.J.S.A. 40A:4-57, N.J.A.C. 5:34-5.1 et seq., I, Grace M. Brennan, CFO of the Township of Union, have ascertained that there are available sufficient uncommitted appropriated funds in the **2012** Temporary/Adopted Budget to award a contract to John W. Thatcher, Esq., as appropriated under the line item "Legal".

Date: _____

Grace M. Brennan, CFO

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino	X		X			
Mr. Mazza		X	X			
Mr. Hirt			X			
Ms. McBride			X			
Mr. Bischoff			X			

Motion carried subject to Attorney review.

- b. The following resolution was introduced for adoption:

RESOLUTION #2012-47
UNION TOWNSHIP; HUNTERDON COUNTY

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AUTHORIZING 2012 PROFESSIONAL SERVICE CONTRACT; ENVIRONMENTAL CONSULTING SERVICES; Stephen J. Souza, Ph. D.; Princeton Hydro, LLC

WHEREAS, the Township of Union has a need for environmental consultant services as a non-fair and open contract pursuant to the provisions of N.J.S.A.19:44-A-20.5; and

WHEREAS, the maximum amount of the contract may exceed the threshold amount established pursuant to N.J.S.A. 40A:11-3(b); and

WHEREAS, funds are available; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection;

WHEREAS, PRINCETON HYDRO LLC has completed and submitted a Business Entity Disclosure Certification which certifies that PRINCETON HYDRO LLC has not made any reportable contributions to a political or candidate committee in the Township of Union in the previous one year, and that the contract will prohibit PRINCETON HYDRO LLC from making any reportable contributions through the term of the contract; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Union, Hunterdon County, New Jersey, as follows:

1. The Mayor and Township Clerk are hereby authorized and directed to execute a professional services agreement with Princeton Hydro, LLC, (Stephen J. Souza, Ph. D.) for environmental consulting services;
2. This Contract is awarded without competitive bidding as a "Professional Service" in accordance with 40A:11-5(1)(a) of the Local Public Contracts Law.
3. Approval of the attached Contract is subject to availability and appropriation of sufficient funds as may be required in the **2012** temporary/permanent Municipal budgets.
4. A notice of this action shall be printed once in the official newspaper.

CERTIFICATION AS TO AVAILABILITY OF FUNDS

As required by N.J.S.A. 40A:4-57, N.J.A.C. 5:34-5.1 et seq., I, Grace M. Brennan, as Chief Financial Officer of the Township of Union, have ascertained that there are available sufficient uncommitted appropriated funds in the **2012** Temporary/Adopted Budget to award a contract to Stephen J. Souza, Ph. D.; Princeton Hydro, LLC, as appropriated under the line item _____.

Date: _____

Grace M. Brennan, CFO

. Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino			X			
Mr. Mazza			X			
Mr. Hirt		X	X			
Ms. McBride	X		X			
Mr. Bischoff			X			

Motion carried subject to Attorney review

c. The following resolution was introduced for adoption:

RESOLUTION #2012-48
UNION TOWNSHIP, HUNTERDON COUNTY
AUTHORIZING 2012 (January – April) PROFESSIONAL SERVICE CONTRACT –
HYDROGEOLOGIC CONSULTANT
Uhl & Associates Inc., /Vincent W. Uhl

WHEREAS, the Township of Union has a need to acquire hydrogeologic services as a non-fair and open contract pursuant to the provisions of N.J.S.A.19:44-A-20.5; and

WHEREAS, the maximum amount of the contract may exceed the threshold amount established pursuant to N.J.S.A. 40A:11-3(b); and

WHEREAS, anticipated term of this contract is one year; and

WHEREAS, UHL & ASSOC., INC. has completed and submitted a Business Entity Disclosure Certification which certifies that UHL & ASSOC., INC. has not made any reportable contributions to a political or candidate committee in the Township of Union in the previous one year, and that the contract will prohibit UHL & ASSOC., INC. from making any reportable contributions through the term of the contract; and

WHEREAS, the Township Chief Financial Officer has certified to the governing body the availability of funds for said contract in a line item entitled Planning Board, OE; and

NOW THEREFORE, BE IT RESOLVED by the Township Committee authorizes the Mayor and Clerk to enter into a contract with Uhl & Associates Inc., (Vincent W. Uhl) for hydrogeologic consulting services for **2012**; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

BE IT FURTHER RESOLVED that a Notice of this action shall be printed once in the official newspaper of this municipality.

CERTIFICATION AS TO AVAILABILITY OF FUNDS
UNION TOWNSHIP, HUNTERDON COUNTY

As required by N.J.S.A. 40A:4-57, N.J.A.C. 5:34-5.1 et seq., I, Grace M. Brennan, Chief Financial Officer of the Township of Union, have ascertained that there are available sufficient uncommitted appropriated funds in the **2012** Temporary/Adopted Budget to award a contract to Uhl, Baron, Rana & Associates Inc., under the line item "_____".

Date: _____

 Grace M. Brennan, CFO

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino	X		X			
Mr. Mazza			X			
Mr. Hirt		X	X			
Ms. McBride			X			
Mr. Bischoff			X			

Motion carried subject to Attorney review

d. The following resolution was introduced for adoption:

RESOLUTION #2012-49
Supporting the Employment Initiative Program
of the New Jersey Employer Support Guard and Reserves

WHEREAS, on Tuesday, January 24, 2012, the Commander-in-Chief of our Armed Forces reminded all Americans that, “Above all, our freedom endures because of the men and women in uniform who defend it,” and that “ ... this generation of heroes has made the United States safer and more respected around the world.”; and

WHEREAS, the President, further, promised, “As they come home, we must serve them as well as they’ve served us. That includes giving them the care and the benefits they have earned ... And it means enlisting our veterans in the work of rebuilding our nation.”; and

WHEREAS, National Guard and Reserve forces today total over 1 million service members and represent 48 percent of our total military force; while every day around the globe, thousands of men and women in uniform, including dedicated members of the National Guard and Reserves, risk their lives and make great sacrifices to defend our national interests, serving extended tours away from their homes, families and jobs; and

WHEREAS, at the same time, we are now seeing unprecedented levels of unemployment and underemployment among members of the Guard and Reserve, as up to 22 percent of Guard and Reserve members face unemployment; and

WHEREAS, in this time of economic uncertainty, the Employer Support Guard and Reserve (ESGR) is focusing on connecting employers with the talented pool of service members and their spouses, with the intent of facilitating meaningful employment opportunities; and

WHEREAS, to further this goal, the New Jersey ESGR has launched an Employment Initiative Program (EIP), which is a collaborative effort with federal agencies including the Department of Labor (Veterans Affairs), the Department of Veterans, the Small Business Administration and the Office of Personnel Management; and

WHEREAS, the goal is to enhance the employment process and serve as an effective resource for service members and employers. ESGR is also partnering with Employer Partnership of the Armed Forces (EPAF) through EIP with a high-tech and high-touch approach; and

WHEREAS, for almost a year, now, the United States Chamber of Commerce has also endeavored to find employment for our returning veterans and the spouses of those who continue to serve, at home and abroad, with its Hiring Our Heroes program; and

WHEREAS, the Hiring Our Heroes program is a nationwide effort to help veterans and military spouses find meaningful employment, in partnership with the Department of Labor Veterans Employment and Training Service (DOL VETS), to improve public-private sector coordination in local communities, where veterans and their families are returning every day; and

WHEREAS, despite those efforts, the unemployment rate for veterans of our Armed Forces in our Nation and in our State continues to exceed the over-all rate; and

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WHEREAS, in order to take the lead on advancing the EIP to the next level, the New Jersey ESGR has enlisted strong and positive support from corporate leaders, the New Jersey State Chamber of Commerce, US Dept. of Labor/VETS and the New Jersey League of Municipalities; and

WHEREAS, it is incumbent on all of us to prove that New Jersey cares for the men and women in uniform who risk their lives and make great sacrifices to defend our national interests; and

WHEREAS, this employment initiative can be New Jersey's way of saying thank you to the men and women who made great sacrifices to protect our nation's freedom; and

WHEREAS, local officials throughout the State of New Jersey, working together through the League of Municipalities, and with the New Jersey ESGR, their local and State Chambers of Commerce, and local business leaders can help to advance basic fairness to our vets and their families by pursuing one simple goal: to allow America's over one million unemployed veterans and military spouses to follow their dreams, instead of spending their lives just trying to catch up; and

NOW, THEREFORE BE IT RESOLVED, on this 7th day of March, 2012, that the Township Committee of the Township of Union recognizes that we will never be able to repay the debt we owe to all members of our armed forces; and

BE IT FURTHER RESOLVED, that in gratitude, the Township of Union pledges its enthusiastic and unqualified support for the Employment Initiative Program of the New Jersey Employer Support Guard and Reserves; and

BE IT FURTHER RESOLVED, that certified copies of this Resolution be forwarded to our Federal and State Legislators, the New Jersey State League of Municipalities and to our neighboring municipalities; and

BE IT FURTHER RESOLVED that this resolution shall take effect immediately;

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino		X	X			
Mr. Mazza			X			
Mr. Hirt			X			
Ms. McBride	X		X			
Mr. Bischoff			X			

Motion carried

e. The following resolution was introduced for adoption:

**RESOLUTION #2012-50
TOWNSHIP OF UNION, HUNTERDON COUNTY
RESOLUTION TO REFUND DUPLICATE PAYMENT OF 2012 TAXES**

WHEREAS, the Tax Collector received payment from JP Morgan Chase Bank for 1st quarter taxes on multiple properties belonging to the Township of Union in Union County for \$13,982.33; and

WHEREAS, Township of Union, Union County has requested a refund of \$13,982.33 be sent to JP Morgan Chase Bank.

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NOW, THEREFORE, BE IT RESOLVED, on this 7th day of March, 2012, by the Township Committee of the Township of Union, Hunterdon County, State of New Jersey, as follows:

1. The Tax Collector shall reverse the erroneous miscellaneous payment of 1st quarter 2012 taxes.
2. The CFO shall refund \$13,982.33 to JP Morgan Chase Bank, N.A., C/O CoreLogic Tax Services, LLC, 1 Corelogic Dr., Westlake, TX, 76262.
3. This Resolution shall take effect immediately upon adoption.

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino		X	X			
Mr. Mazza			X			
Mr. Hirt			X			
Ms. McBride	X		X			
Mr. Bischoff			X			

Motion carried

- f. The following resolution was introduced for adoption:

RESOLUTION #2012-51
TOWNSHIP OF UNION, HUNTERDON COUNTY
RESOLUTION TO REFUND DUPLICATE PAYMENT OF 2012 TAXES

WHEREAS, the Tax Collector received payment from Laman, David C & Sheri E of \$1,417.03 for 1st quarter taxes on Block 14.03, Lot 7; and

WHEREAS, Laman, David C & Sheri E has requested a refund of \$1,417.03.

NOW, THEREFORE, BE IT RESOLVED, on this 7th day of March, 2012, by the Township Committee of the Township of Union, Hunterdon County, State of New Jersey, as follows:

4. The Tax Collector shall reverse the erroneous payment of 1st quarter 2012 taxes.
5. The CFO shall refund \$1,417.03 to Laman, David C & Sheri E, 597 Main St, Asbury, NJ 08802 from Block 14.03, Lot 7.
6. This Resolution shall take effect immediately upon adoption.

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino	X		X			
Mr. Mazza			X			
Mr. Hirt			X			
Ms. McBride		X	X			
Mr. Bischoff			X			

Motion carried

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g. The following resolution was introduced for adoption:

**RESOLUTION #2012-52
TOWNSHIP OF UNION, HUNTERDON COUNTY
RESOLUTION TO REFUND DUPLICATE PAYMENT OF 2012 TAXES**

WHEREAS, the Tax Collector received payment from Saxon Mortgage of \$2,302.41 for 1st quarter taxes on Block 18, Lot 1; and

WHEREAS, Saxon Mortgage has requested a refund of \$2,302.41.

NOW, THEREFORE, BE IT RESOLVED, on this 7th day of March, 2012, by the Township Committee of the Township of Union, Hunterdon County, State of New Jersey, as follows:

7. The Tax Collector shall reverse the erroneous payment of 1st quarter 2012 taxes.
8. The CFO shall refund \$2,302.41 to Saxon Mortgage, C/O Corelogic, One CoreLogic Drive, Westlake, TX 76262 from Block 18, Lot 1.
9. This Resolution shall take effect immediately upon adoption.

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino			X			
Mr. Mazza			X			
Mr. Hirt		X	X			
Ms. McBride	X		X			
Mr. Bischoff			X			

Motion carried

h. The following resolution was introduced for adoption:

**RESOLUTION #2012-53
TOWNSHIP OF UNION, HUNTERDON COUNTY
RESOLUTION TO REFUND REDEMPTION TO LIENHOLDER**

WHEREAS, Tax Sale Certificate #09-06 was issued on September 24, 2009 to Delaware Strategies in the amount of \$34,637.42; and

WHEREAS, Delaware Strategies has paid subsequent taxes on the delinquency; and

WHEREAS, the lien was redeemed on February 29, 2012, in the amount of \$293,873.40 in accordance with provisions of NJSA54:5-60 et seq.; and

NOW, THEREFORE, BE IT RESOLVED, on this 7th day of March, 2012, by the Township Committee of the Township of Union, Hunterdon County, State of New Jersey, as follows:

10. The Treasurer issue a check in the amount of \$293,873.40 payable to Delaware Strategies, PO Box 503, Purchase, NY, 10577.

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11. That this resolution shall take effect immediately upon adoption.

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino		X	X			
Mr. Mazza			X			
Mr. Hirt			X			
Ms. McBride	X		X			
Mr. Bischoff			X			

Motion carried

i. The following resolution was introduced for adoption:

RESOLUTION #2012-54
Adopting the Hunterdon County
All Hazards Pre-Disaster Mitigation Plan

WHEREAS, the Hunterdon County Department of Public Safety, Division of Emergency Management and 9-1-1 Coordination has been engaged with the State of New Jersey, Office of the Attorney General, Department of Law and Public Safety, Division of State Police in conducting the Northern Delaware River Region All Hazards Pre-Disaster Mitigation Planning process pursuant to a FY 08 Pre-Disaster Mitigation (PMD) Planning Grant; and

WHEREAS, the purpose of the PDM planning process was to develop all-hazards mitigation plans for the four counties of the Northern Delaware River Region, namely Sussex, Warren, Hunterdon and Mercer, and all municipalities within the said four counties; and

WHEREAS, the period of performance to develop the PMD Plans with a six month extension was from January 9, 2009 through June 30, 2011; and

WHEREAS, the Sussex County Sheriff's Office, Division of Emergency Management and 9-1-1 Coordination took the lead role in coordinating the development of all-hazards mitigation plans for all four counties and their municipalities through James Lee Witt Associates; and

WHEREAS, the New Jersey State Police, Emergency Management Section, Hazards Mitigation Unit, approved said plans and forwarded them to the Federal Emergency Management Agency, Region 2, New York City; and

WHEREAS, the Federal Emergency Management Agency, Region 2, has approved all plans developed under the FEMA grant; and

WHEREAS, on June 7, 2011, the Hunterdon County Board of Chosen Freeholders approved via resolution, the Hunterdon County All Hazards Pre-Disaster Mitigation Plan; and

WHEREAS, FEMA and the State advise that municipalities have one year from the time of adoption of a County to approve said Plan at their municipal level as well, and each municipality which participated in the Hunterdon County All Hazards Pre-Disaster Mitigation Plan must adopt the Plan at the municipal level to be included in mitigation projects and planning; and

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WHEREAS, Union Township's Municipal Emergency Management Coordinator has reviewed the Hunterdon County All Hazards Pre-Disaster Mitigation Plan and has recommended its adoption by the Union Township Committee; and

WHEREAS, on the express condition that the said Plan shall in no way obligate the Township of Union to expend any funds or take any action not deemed by the Township Committee to be in the best interest of the Township; and on the further express condition that the Plan shall not in any way obligate the Township to purchase any property directly or indirectly referred to in the Plan, the Township Committee is willing to adopt the Plan; and

NOW, THEREFORE BE IT RESOLVED, on the basis of and subject to the foregoing conditions, that the Township Committee of the Township of Union in the County of Hunterdon, State of New Jersey does hereby adopt—the Hunterdon County All Hazards Pre-Disaster Mitigation Plan, as adopted by the Hunterdon County Board of Chosen Freeholders on June 7, 2011, to the extent applicable to the Township of Union; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded to the Hunterdon County Board of Chosen Freeholders, c/o Denise B. Doolan, Clerk of the Board; the Hunterdon County Office of Emergency Management, Post Office Box 2900, Flemington, New Jersey 08822; the State of New Jersey, Office of the Attorney General, Department of Law and Public Safety, Division of the State Police, SFC Robert Little, State Hazard Mitigation Officer, Post Office Box 7068, West Trenton, New Jersey 08628-0068; and the Sussex County Sheriff's Office, Division of Emergency Management, 39 High Street, Newton, New Jersey 07860; and

BE IT FURTHER RESOLVED that this resolution shall take effect immediately:

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino	X		X			
Mr. Mazza			X			
Mr. Hirt			X			
Ms. McBride		X	X			
Mr. Bischoff			X			

Motion carried

j. The following resolution was introduced for adoption:

RESOLUTION #2012-55
Opposing Assembly Bill A-1338 and Senate Bill S-743,
Extending and Expanding Permit Extension Act of 2008

WHEREAS, the New Jersey Assembly Housing and Local Government Committee has amended and approved A-1338, which would further extend the provisions of the Permit Extension Act an additional two years, until December 31, 2014, which means that most governmental approvals, unless exempted by the 2008 Act would be extended until 2014; and

WHEREAS, the proposed legislation is more than just a simple extension of the current Act; and

WHEREAS, the Union Township Committee believes that approvals of the type extended by the Permit Extension Act should result from a legitimate planning process, not a legislative determination, and Union Township accordingly objects to the overly broad definition of "extension area" in the bill; and

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WHEREAS, A-1338 and S-743 are supported by the pro-development community, but are opposed by many advocates of environmentally sound, local planning, including the New Jersey State League of Municipalities and the Association of New Jersey Environmental Commissions;

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Union, in the County of Hunterdon, State of New Jersey, that this governing body expresses its opposition to A-1338 and S-743 for the following reasons:

- 1) This proposed legislation would expand the original Act to include the entire Highlands Planning Area, Planning Area 4 (Rural) and Planning Area 3 (Fringe Planning Area), through an expanded definition of the term “extension area.”
- 2) This proposed additional extension of the Permit Extension Act allows developers whose project approvals have expired, or are due to expire, to avoid returning for review before municipal boards. Therefore, developers would not have to amend their plans to account for any changes in environmental regulations, public health standards, building codes or local zoning that have occurred since the original approval, creating a potentially detrimental effect as projects are built out based upon potentially outdated laws or practices.
- 3) The proposed legislation undermines good and proper planning procedures by denying municipalities and their residents the opportunity to address changing conditions in their communities and to participate in the continuing planning process, years after the subject approvals should normally have expired; and

BE IT FURTHER RESOLVED, that copies of this resolution shall be forwarded by the Municipal Clerk to New Jersey Governor Chris Christie, to State Senator Michael Doherty, Assemblymen Erik Peterson and John DiMaio, to each of the municipalities of Hunterdon County and to the New Jersey League of Municipalities; and

BE IT FURTHER RESOLVED that this resolution shall take effect immediately.

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino			X			
Mr. Mazza			X			
Mr. Hirt		X	X			
Ms. McBride	X		X			
Mr. Bischoff			X			

Motion carried

15. REPORTS

a. Attorney's Report

- The Mayor and I met with the DCA people to straighten out the procedures. Standard Zoning Permit is \$25.00. Discussion of the history and pros and cons of the use of the Zoning Permit Application process.

Motion: To waive the \$25.00 Zoning Fee in the case of replacement of existing equipment and other minor improvements related to that replacement.

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Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino		X	X			
Mr. Mazza			X			
Mr. Hirt	X		X			
Ms. McBride			X			
Mr. Bischoff			X			

Motion carried

- OEM memo request for Debbie Hirt to get police ID. Mayor polls Committee individually to express their opinions for a second Deputy OEM unpaid volunteer. Mayor defers decision. Mr. Hirt withdraws his request.
- Matters for Executive Session.

b. Mayor's Report

- Quote – “We make a living with what we get; we make a life with what we give.” Sir Winston Churchill
- In the Court Report for 2012 there is a large pick up in January and February tickets issued over 2011.
- Replacement for Tom Brennan on the Recreation Committee. Mr. Hara has recommended Mr. Bob Mazurkiewicz. Mayor made the appointment and will notify Mr. Hara.

Motion: To confirm Mayor's appointment of Mr. Mazurkiewicz As a member of the Union Township Recreation Committee.

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino		X	X			
Mr. Mazza			X			
Mr. Hirt			X			
Ms. McBride	X		X			
Mr. Bischoff			X			

Motion carried

- At the recommendation of Chuck LaTournas of UTEC, the Mayor appointed Mr. Don Church to the Recycling Committee.

Motion: To confirm the Mayor's appointment of Mr. Don Church as a member of the Union Township Recycling Committee.

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino	X		X			
Mr. Mazza			X			
Mr. Hirt			X			
Ms. McBride		X	X			
Mr. Bischoff			X			

Motion carried.

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- I am working with Mr. Mazza and Mr. Joss on a revised and new Court agreement. The extension ran out the end of February. Need an additional extension to the end of March for an agreement. Clinton Township will introduce the agreement for approval at their meeting tonight or tomorrow and if we hear positively in the entirety then we can go forward at our next meeting.

Motion: Committee approval to extend the current Court Agreement until March 31, 2012.

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino			X			
Mr. Mazza		X	X			
Mr. Hirt			X			
Ms. McBride	X		X			
Mr. Bischoff			X			

Motion carried

- Reconstitute Group of Seven Towns. The Township Attorney will be preparing a Resolution against the revised New Jersey State Master Plan with regard to Highlands Conformance to be sent to the towns asking for a similar resolution and support for reform. This is for information only and does not require a vote at this time. Ms. McBride asked to be a member.
- For your information, Mr. Balzano and I have set up a conference call with our special counsel for COAH to discuss the Union Township COAH Trust Fund and measures that we should or should not take as it regards conserving the Trust Fund.
- Information to sub-committee members of COAH and Highlands in preparation for meetings of those sub-committees to prepare recommendations for action by the Township Committee in regards to COAH/Highlands.
- Against COAH moving funds from municipalities to the State Treasury.
- Mayor requested Ms. McBride and Ms. Essig to forward attachments to COAH/Highlands sub-committee members.
- Have not heard back from Eileen Swan who is working on the State Master Plan.
- Union Township Logo. Mayor has found a company in Flemington who will work on designing and producing various media including a sign of a Union Township Logo at a cost of \$2500.
- The Pilot meeting has been postponed.
- The Attorney brought up the name of Frontage Rd vs. Baptist Church Rd Extension. He is in contact with the DOT.

c. Committee Report

Mr. Mazza reported the following:

- Sent email about Finn Rd Park well. The Engineer has a call into the County Board of Health.
- Map of Perryville Rd second curve. Road needs work because road surface is poor. The Engineer will get specifications and general pricing.

Mr. Hirt reported the following:

- JCP&L lights out on Monday morning, issued report.
- All paperwork submitted to FEMA. Overview of cost of damage from Irene and October 2011 snowstorm.

Ms. McBride reported the following:

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- South Branch Watershed Association Cleanup will take place in May. VJ DiRoberto is coordinator. Race Street areas selected for clean up with parking on Patrick Drive. Walk along side of road and go on property along Sidney Brook. We should contact property owners. Asking Committee if the Attorney can work with me on composing a letter asking Cozze Bros if a well supervised Scout group could clean up trash on their property.
- Pattenburg Smoke Drill will be March 19th at 6:30 p.m. The Committee is invited to attend and it will be posted on the website.
- Over the weekend, I contacted NJDOT about trash problems on Rt. 173 and deep ruts in front of Pilot. NJDOT responded and filled the ruts. Matt responded that the Dept of Corrections was also out there cleaning along Frontage Road.
- Mowing and park maintenance 400 hours, part time seasonal to be hired by Mr. Mazza & DRF Foreman Craig Hermann. Job description was written and circulated. It will be posted on website later in week.
- Trash and recycling expenses by location total \$35,000 and the tonnage grant was \$6,500. We should put restrictions on dumpster to stop misuse. Committee should think about more ideas for next meeting. Ms. McBride to further refine recycling expense numbers for next meeting.

9:38 Mr. Mazza left the meeting

- Old Municipal Building is becoming an eyesore. Can it be sold? The Attorney will research.

Mr. Severino reported the following:

- Single stream recycling has some value but the problem is cost of transport to recycling facility and we have no compactor and it takes too many trips to justify a positive cash flow. Mr. Severino is seeking ways to increase revenue in this area.
- Julie Hajdusek of NJ Water Supply and the new Trooper did not attend this meeting and are re-scheduled to the next meeting.
- Problem with new heater installed in garage rectified.
- Call into Dan Wycoff of the HC Board of Health concerning information about the well at Finn Rd Park.
- An Animal Control Officer new resident in town and offered to help out if needed.
- Tonnage Reports and Certified Recycling Manager (shared services) and Public Works Mgr will sign off on Tonnage Reports. Letter to Franklin Township Certified Recycling Manager, Alan Dilly, who agreed to review and sign our report.

d. Clerk's Report

e.

- Raffle License #2012-9 Alternatives, Inc.; On Premise Merch.; 3/23/12

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino	X		X			
Mr. Mazza						X
Mr. Hirt			X			
Ms. McBride		X	X			
Mr. Bischoff			X			

Motion carried

16. PUBLIC COMMENTS - none

17. PAYMENTS OF BILLS

The approved list of bills and all claims against the Township of Union as appearing in the Claims Register of this date be paid and that all checks listed hereinafter be issued in payment thereof.

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino			X			
Mr. Mazza						X
Mr. Hirt		X	X			
Ms. McBride	X		X			
Mr. Bischoff			X			

Motion carried

18. EXECUTIVE SESSION – Potential Litigation, Contract Negotiations, Personnel**RESOLUTION #2012-56**

Providing for a Meeting Not Open to the Public in Accordance with the Provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-12

WHEREAS, the Township Committee of the Township of Union is subject to certain requirements of the *Open Public Meetings Act*, N.J.S.A. 10:4-6, et. seq.; and

WHEREAS, the *Open Public Meetings Act*, N.J.S.A. 10-4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution; and

WHEREAS, it is necessary for the Township Committee of the Township of Union to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12b and designated below:

1. *Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege:* Any pending or anticipated litigation or contract negotiation in which the public body is, or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.
2. *Matters Relating to the Employment Relationship:* Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all the individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Union, assembled in Executive session on March 7 2012, at 9:52 p.m. in the Union Township Municipal Building, 140 Perryville Road, Hampton, New Jersey, for the discussion of matters relating to the specific items designated above.

It is anticipated that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Township Committee that the public interest will no longer be served by such confidentiality.

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Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino		X	X			
Mr. Mazza						X
Mr. Hirt			X			
Ms. McBride	X		X			
Mr. Bischoff			X			

Motion carried

At about 10:34 p.m. motion to come out of Executive Session

Voice Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino	X		X			
Mr. Mazza						X
Mr. Hirt			X			
Ms. McBride		X	X			
Mr. Bischoff			X			

Motion carried

- 19. ADJOURNMENT** - There being no further business to come before the Township Committee at this time, Ms. McBride made a motion to adjourn. Mr. Hirt seconded the motion. Motion carried by unanimous favorable roll call vote.

Meeting adjourned at approximately 10:34 p.m.

Respectfully submitted,

Pat Essig
Temporary Deputy Township Clerk

William F. Bischoff, Mayor

Prepared by: Pat Essig, Administrative Assistant